



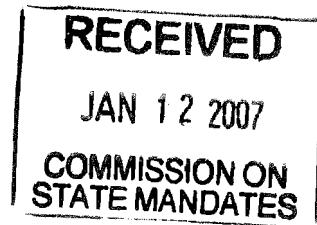
**DEPARTMENT OF
FINANCE**
OFFICE OF THE DIRECTOR

ARNOLD SCHWARZENEGGER, GOVERNOR

STATE CAPITOL ■ ROOM 1145 ■ SACRAMENTO CA ■ 95814-4998 ■ WWW.DOF.CA.GOV

January 12, 2007

Ms. Paula Higashi
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814



Dear Ms. Higashi:

The Department of Finance (Finance) proposes a reasonable reimbursement methodology for the Peace Officers Procedural Bill of Rights (POBOR) mandate. This proposal is being submitted to the Commission prior to January 15, 2007, in order to establish eligibility for the 2006-07 fiscal year.

Finance proposes to reimburse each eligible local agency at the rate of \$56.74 per officer employed by the agency. This rate was determined by an analysis of 2004-05 POBOR claims data. First, the per-officer rate for each claimant was calculated (total amount claimed divided by the number of officers employed by each agency). Pursuant to reviews conducted by the State Controller's Office (Controller) revealing that at least 75 percent of POBOR claims were unsubstantiated, we then reduced each agency's per-officer rate by 75 percent. The median of the reduced per-officer rates was calculated to be \$56.74.

The proposed reimbursement rate would then be adjusted after the Controller has completed one year of audits of all POBOR claims. The adjusted rate would be the median of all claimants' per-officer rates, which would be calculated by dividing the costs deemed to be reimbursable by the Controller by the number of officers employed by each agency. The rate would be adjusted again each year until three years of audits have been completed by the Controller. The reimbursement rate also would be adjusted by the implicit price deflator each year.

As required by the Commission's regulations, we are submitting an Adobe Acrobat PDF file reflecting these comments.

If you have any questions regarding this letter, please contact Carla Castañeda, Principal Program Budget Analyst at (916) 445-3274.

Sincerely,

Thomas E. Dithridge
Program Budget Manager

Attachments

Attachment A

DECLARATION OF CARLA CASTAÑEDA
DEPARTMENT OF FINANCE
CLAIM NO. CSM--CSM-4499

1. I am currently employed by the State of California, Department of Finance (Finance), am familiar with the duties of Finance, and am authorized to make this declaration on behalf of Finance.
2. Attached is the data used to calculate the median per-officer reimbursement rate.

I certify under penalty of perjury that the facts set forth in the foregoing are true and correct of my own knowledge except as to the matters therein stated as information or belief and, as to those matters, I believe them to be true.

January 18, 2007
at Sacramento, CA

Carla Castañeda
Carla Castañeda

Calculation of Median Reimbursement Rate Per Officer

		2004-05 Actual Claims ¹	Number of Officers ²	Per Officer	25% of Per Officer
18	CITY OF KERMAN	\$ 167,753	15	\$ 11,183.53	\$ 2,795.88
6	CATHEDRAL CITY	\$ 339,824	52	\$ 6,535.08	\$ 1,633.77
12	CITY OF COVINA	\$ 257,535	51	\$ 5,049.71	\$ 1,262.43
10	CITY OF SOUTH SAN FRANCISCO	\$ 284,763	70	\$ 4,068.04	\$ 1,017.01
21	CITY OF ROCKLIN	\$ 130,474	49	\$ 2,662.73	\$ 665.68
147	CITY OF TULELAKE	\$ 7,356	3	\$ 2,452.00	\$ 613.00
8	CITY OF BEVERLY HILLS	\$ 316,298	131	\$ 2,414.49	\$ 603.62
7	CITY OF INGLEWOOD	\$ 338,790	198	\$ 1,711.06	\$ 427.77
37	CITY OF MONTEREY	\$ 67,531	47	\$ 1,436.83	\$ 359.21
70	CITY OF MILL VALLEY	\$ 25,892	20	\$ 1,294.60	\$ 323.65
125	CITY OF JACKSON	\$ 10,655	9	\$ 1,183.89	\$ 295.97
68	CITY OF RED BLUFF	\$ 26,806	24	\$ 1,116.92	\$ 279.23
119	CITY OF FIREBAUGH	\$ 11,715	11	\$ 1,065.00	\$ 266.25
127	CITY OF WEED	\$ 10,447	10	\$ 1,044.70	\$ 261.18
20	CITY OF BURBANK	\$ 148,430	153	\$ 970.13	\$ 242.53
2	CITY & COUNTY OF SAN FRANCISCO	\$ 2,952,086	3052	\$ 967.26	\$ 241.82
1	CITY OF LOS ANGELES	\$ 8,749,350	9577	\$ 913.58	\$ 228.39
29	COUNTY OF SISKIYOU	\$ 81,403	93	\$ 875.30	\$ 218.83
13	CITY OF GLENDALE	\$ 232,607	269	\$ 864.71	\$ 216.18
40	CITY OF WALNUT CREEK	\$ 61,930	77	\$ 804.29	\$ 201.07
104	CITY OF LIVINGSTON	\$ 15,061	19	\$ 792.68	\$ 198.17
42	CITY OF UPLAND	\$ 57,458	77	\$ 746.21	\$ 186.55
55	CITY OF MONROVIA	\$ 36,977	50	\$ 739.54	\$ 184.89
72	CITY OF EAST PALO ALTO	\$ 25,549	35	\$ 729.97	\$ 182.49
28	CITY OF SIMI VALLEY	\$ 84,710	118	\$ 717.88	\$ 179.47
136	CITY OF TIBURON	\$ 9,258	13	\$ 712.15	\$ 178.04
87	COUNTY OF MONO	\$ 18,923	28	\$ 675.82	\$ 168.96
24	CITY OF EL MONTE	\$ 107,699	162	\$ 664.81	\$ 166.20
38	CITY OF ANTIOCH	\$ 67,184	102	\$ 658.67	\$ 164.67
69	CITY OF MENLO PARK	\$ 26,236	42	\$ 624.67	\$ 156.17
89	CITY OF REEDLEY	\$ 18,097	29	\$ 624.03	\$ 156.01
47	CITY OF BALDWIN PARK	\$ 45,532	73	\$ 623.73	\$ 155.93
82	CITY OF FOSTER CITY	\$ 21,446	36	\$ 595.72	\$ 148.93
62	CITY OF AZUSA	\$ 31,129	55	\$ 565.98	\$ 141.50
41	CITY OF CARLSBAD	\$ 59,093	107	\$ 552.27	\$ 138.07
17	CITY OF RIVERSIDE	\$ 200,265	366	\$ 547.17	\$ 136.79
45	CITY OF MOUNTAIN VIEW	\$ 51,879	96	\$ 540.41	\$ 135.10
58	CITY OF SAN RAFAEL	\$ 33,920	66	\$ 513.94	\$ 128.48
67	CITY OF DAVIS	\$ 27,071	53	\$ 510.77	\$ 127.69
11	COUNTY OF SANTA CLARA	\$ 270,774	544	\$ 497.75	\$ 124.44
66	CITY OF SAN LUIS OBISPO	\$ 27,144	55	\$ 493.53	\$ 123.38
33	CITY OF GARDEN GROVE	\$ 74,268	156	\$ 476.08	\$ 119.02
88	CITY OF SEASIDE	\$ 18,430	39	\$ 472.56	\$ 118.14
73	CITY OF BRENTWOOD	\$ 25,033	53	\$ 472.32	\$ 118.08
49	CITY OF TUSTIN	\$ 43,508	95	\$ 457.98	\$ 114.49
26	CITY OF OXNARD	\$ 96,948	223	\$ 434.74	\$ 108.69
59	CITY OF ALHAMBRA	\$ 32,698	81	\$ 403.68	\$ 100.92
83	CITY OF MONTCLAIR	\$ 21,049	53	\$ 397.15	\$ 99.29
76	CITY OF MANHATTAN BEACH	\$ 23,825	60	\$ 397.08	\$ 99.27
81	CITY OF GLENDORA	\$ 21,539	55	\$ 391.62	\$ 97.90
102	CITY OF EL CERRITO	\$ 15,254	39	\$ 391.13	\$ 97.78
9	CITY OF FRESNO	\$ 306,626	802	\$ 382.33	\$ 95.58
48	CITY OF FAIRFIELD	\$ 44,232	117	\$ 378.05	\$ 94.51
138	CITY OF PISMO BEACH	\$ 8,673	23	\$ 377.09	\$ 94.27
113	CITY OF SAN FERNANDO	\$ 13,142	35	\$ 375.49	\$ 93.87
3	COUNTY OF SAN BERNARDINO	\$ 653,148	1781	\$ 366.73	\$ 91.68
32	CITY OF SANTA MONICA	\$ 74,732	206	\$ 362.78	\$ 90.69
124	CITY OF ATASCADERO	\$ 10,689	30	\$ 356.30	\$ 89.08
60	CITY OF REDLANDS	\$ 32,335	94	\$ 343.99	\$ 86.00
117	CITY OF HERMOSA BEACH	\$ 11,925	35	\$ 340.71	\$ 85.18
65	CITY OF PALO ALTO	\$ 27,823	82	\$ 339.30	\$ 84.83
91	CITY OF VERNON	\$ 17,356	52	\$ 333.77	\$ 83.44
4	COUNTY OF RIVERSIDE	\$ 598,214	1824	\$ 327.97	\$ 81.99

		2004-05 Actual Claims ¹	Number of Officers ²	Per Officer	25% of Per Officer
84	CITY OF EL SEGUNDO	\$ 19,944	61	\$ 326.95	\$ 81.74
128	CITY OF SAN CARLOS	\$ 10,433	32	\$ 326.03	\$ 81.51
25	COUNTY OF SONOMA	\$ 105,661	327	\$ 323.12	\$ 80.78
168	CITY OF PARLIER	\$ 4,468	14	\$ 319.14	\$ 79.79
120	CITY OF CLAREMONT	\$ 11,652	37	\$ 314.92	\$ 78.73
44	CITY OF FONTANA	\$ 52,549	168	\$ 312.79	\$ 78.20
93	CITY OF NOVATO	\$ 17,178	55	\$ 312.33	\$ 78.08
156	CITY OF SUISUN CITY	\$ 6,224	20	\$ 311.20	\$ 77.80
15	COUNTY OF VENTURA	\$ 216,825	726	\$ 298.66	\$ 74.66
27	COUNTY OF SAN JOAQUIN	\$ 92,467	326	\$ 283.64	\$ 70.91
129	CITY OF PACIFICA	\$ 10,204	36	\$ 283.44	\$ 70.86
31	CITY OF MODESTO	\$ 74,808	269	\$ 278.10	\$ 69.52
39	COUNTY OF PLACER	\$ 63,618	231	\$ 275.40	\$ 68.85
109	CITY OF HANFORD	\$ 14,247	52	\$ 273.98	\$ 68.50
16	COUNTY OF KERN	\$ 215,162	790	\$ 272.36	\$ 68.09
71	CITY OF RIALTO	\$ 25,770	96	\$ 268.44	\$ 67.11
126	CITY OF BURLINGAME	\$ 10,636	40	\$ 265.90	\$ 66.48
135	CITY OF EMERYVILLE	\$ 9,301	35	\$ 265.74	\$ 66.44
85	CITY OF PETALUMA	\$ 19,749	75	\$ 263.32	\$ 65.83
74	CITY OF WESTMINSTER	\$ 24,272	94	\$ 258.21	\$ 64.55
64	CITY OF WHITTIER	\$ 29,507	117	\$ 252.20	\$ 63.05
114	CITY OF PLACENTIA	\$ 13,017	52	\$ 250.33	\$ 62.58
52	CITY OF ESCONDIDO	\$ 38,532	160	\$ 240.83	\$ 60.21
35	CITY OF SAN BERNARDINO	\$ 69,399	303	\$ 229.04	\$ 57.26
100	COUNTY OF LAKE	\$ 15,434	68	\$ 226.97	\$ 56.74
46	CITY OF HUNTINGTON BEACH	\$ 48,311	213	\$ 226.81	\$ 56.70
54	COUNTY OF SAN LUIS OBISPO	\$ 37,454	167	\$ 224.28	\$ 56.07
51	CITY OF HAYWARD	\$ 39,280	182	\$ 215.82	\$ 53.96
34	COUNTY OF MONTEREY	\$ 70,153	329	\$ 213.23	\$ 53.31
23	COUNTY OF FRESNO	\$ 110,494	529	\$ 208.87	\$ 52.22
116	CITY OF TURLOCK	\$ 12,350	60	\$ 205.83	\$ 51.46
77	COUNTY OF SOLANO	\$ 23,537	115	\$ 204.67	\$ 51.17
98	CITY OF MERCED	\$ 15,900	78	\$ 203.85	\$ 50.96
134	CITY OF LAGUNA BEACH	\$ 9,310	48	\$ 193.96	\$ 48.49
57	CITY OF BERKELEY	\$ 34,608	180	\$ 192.27	\$ 48.07
99	CITY OF SOUTH GATE	\$ 15,829	84	\$ 188.44	\$ 47.11
94	CITY OF LIVERMORE	\$ 17,091	91	\$ 187.81	\$ 46.95
107	CITY OF UNION CITY	\$ 14,513	78	\$ 186.06	\$ 46.52
36	CITY OF STOCKTON	\$ 69,290	380	\$ 182.34	\$ 45.59
131	CITY OF SAN GABRIEL	\$ 9,768	54	\$ 180.89	\$ 45.22
111	CITY OF MONTEREY PARK	\$ 13,829	77	\$ 179.60	\$ 44.90
63	CITY OF CORONA	\$ 29,811	168	\$ 177.45	\$ 44.36
172	CITY OF OROVILLE	\$ 3,921	23	\$ 170.48	\$ 42.62
78	CITY OF ROSEVILLE	\$ 22,316	131	\$ 170.35	\$ 42.59
96	CITY OF VACAVILLE	\$ 16,703	101	\$ 165.38	\$ 41.34
108	COUNTY OF SUTTER	\$ 14,468	88	\$ 164.41	\$ 41.10
43	COUNTY OF SAN MATEO	\$ 56,566	349	\$ 162.08	\$ 40.52
144	CITY OF LOMPOC	\$ 7,982	50	\$ 159.64	\$ 39.91
75	CITY OF ORANGE	\$ 24,049	151	\$ 159.26	\$ 39.82
92	CITY OF DALY CITY	\$ 17,197	108	\$ 159.23	\$ 39.81
130	CITY OF LA HABRA	\$ 10,043	65	\$ 154.51	\$ 38.63
19	COUNTY OF ALAMEDA	\$ 160,800	1049	\$ 153.29	\$ 38.32
14	COUNTY OF SACRAMENTO	\$ 227,643	1512	\$ 150.56	\$ 37.64
164	CITY OF SIGNAL HILL	\$ 4,790	32	\$ 149.69	\$ 37.42
103	CITY OF DOWNEY	\$ 15,113	105	\$ 143.93	\$ 35.98
167	CITY OF DINUBA	\$ 4,598	32	\$ 143.69	\$ 35.92
101	COUNTY OF YOLO	\$ 15,373	107	\$ 143.67	\$ 35.92
150	CITY OF CALEXICO	\$ 6,674	47	\$ 142.00	\$ 35.50
162	CITY OF SOUTH LAKE TAHOE	\$ 5,052	37	\$ 136.54	\$ 34.14
115	CITY OF CHICO	\$ 12,366	93	\$ 132.97	\$ 33.24
175	CITY OF HILLSBOROUGH	\$ 3,210	25	\$ 128.40	\$ 32.10
183	CITY OF PIEDMONT	\$ 2,250	18	\$ 125.00	\$ 31.25
133	CITY OF TRACY	\$ 9,492	76	\$ 124.89	\$ 31.22
132	COUNTY OF YUBA	\$ 9,637	81	\$ 118.98	\$ 29.74
105	CITY OF EL CAJON	\$ 14,877	126	\$ 118.07	\$ 29.52

← Median

		2004-05 Actual Claims ¹	Number of Officers ²	Per Officer	25% of Per Officer
121	CITY OF REDONDO BEACH	\$ 11,509	104	\$ 110.66	\$ 27.67
110	CITY OF SANTA CLARA	\$ 14,148	128	\$ 110.53	\$ 27.63
118	CITY OF SANTA MARIA	\$ 11,924	108	\$ 110.41	\$ 27.60
80	CITY OF OCEANSIDE	\$ 21,778	201	\$ 108.35	\$ 27.09
95	COUNTY OF SHASTA	\$ 17,025	168	\$ 101.34	\$ 25.33
139	CITY OF SAN LEANDRO	\$ 8,631	88	\$ 98.08	\$ 24.52
180	CITY OF SAN MARINO	\$ 2,336	24	\$ 97.33	\$ 24.33
143	COUNTY OF TEHAMA	\$ 8,049	88	\$ 91.47	\$ 22.87
140	COUNTY OF NAPA	\$ 8,330	94	\$ 88.62	\$ 22.15
155	CITY OF MURRIETA	\$ 6,386	73	\$ 87.48	\$ 21.87
194	CITY OF COTATI	\$ 1,077	13	\$ 82.85	\$ 20.71
159	CITY OF INDIO	\$ 5,275	64	\$ 82.42	\$ 20.61
142	CITY OF ALAMEDA	\$ 8,052	98	\$ 82.16	\$ 20.54
186	CITY OF GRASS VALLEY	\$ 2,110	26	\$ 81.15	\$ 20.29
153	CITY OF NATIONAL CITY	\$ 6,478	80	\$ 80.98	\$ 20.24
170	CITY OF BELL GARDENS	\$ 4,108	52	\$ 79.00	\$ 19.75
137	CITY OF WEST COVINA	\$ 8,916	115	\$ 77.53	\$ 19.38
171	CITY OF NEWARK	\$ 4,091	55	\$ 74.38	\$ 18.60
177	CITY OF MARTINEZ	\$ 2,808	38	\$ 73.89	\$ 18.47
165	CITY OF WOODLAND	\$ 4,788	65	\$ 73.66	\$ 18.42
174	CITY OF PORTERVILLE	\$ 3,749	51	\$ 73.51	\$ 18.38
112	COUNTY OF HUMBOLDT	\$ 13,235	182	\$ 72.72	\$ 18.18
22	COUNTY OF ORANGE	\$ 126,831	1928	\$ 65.78	\$ 16.45
195	CITY OF GREENFIELD	\$ 1,041	16	\$ 65.06	\$ 16.27
145	CITY OF VISALIA	\$ 7,531	116	\$ 64.92	\$ 16.23
182	CITY OF SOUTH PASADENA	\$ 2,257	35	\$ 64.49	\$ 16.12
187	CITY OF BENICIA	\$ 2,057	32	\$ 64.28	\$ 16.07
191	CITY OF PORT HUENEME	\$ 1,448	23	\$ 62.96	\$ 15.74
30	CITY OF SAN JOSE	\$ 76,383	1352	\$ 56.50	\$ 14.12
5	COUNTY OF LOS ANGELES	\$ 507,741	9028	\$ 56.24	\$ 14.06
86	COUNTY OF TULARE	\$ 19,183	371	\$ 51.71	\$ 12.93
90	CITY OF SANTA ANA	\$ 17,480	350	\$ 49.94	\$ 12.49
189	CITY OF BARSTOW	\$ 1,658	34	\$ 48.76	\$ 12.19
169	CITY OF REDWOOD CITY	\$ 4,356	95	\$ 45.85	\$ 11.46
158	CITY OF SANTA BARBARA	\$ 5,701	128	\$ 44.54	\$ 11.13
157	CITY OF COSTA MESA	\$ 6,064	151	\$ 40.16	\$ 10.04
185	CITY OF YUBA CITY	\$ 2,184	55	\$ 39.71	\$ 9.93
151	CITY OF FREMONT	\$ 6,498	191	\$ 34.02	\$ 8.51
173	CITY OF REDDING	\$ 3,757	114	\$ 32.96	\$ 8.24
181	CITY OF MANTECA	\$ 2,264	69	\$ 32.81	\$ 8.20
193	COUNTY OF INYO	\$ 1,299	40	\$ 32.48	\$ 8.12
166	CITY OF RICHMOND	\$ 4,673	151	\$ 30.95	\$ 7.74
149	CITY OF BAKERSFIELD	\$ 6,730	323	\$ 20.84	\$ 5.21
163	COUNTY OF STANISLAUS	\$ 5,014	249	\$ 20.14	\$ 5.03
179	CITY OF NEWPORT BEACH	\$ 2,484	142	\$ 17.49	\$ 4.37
178	COUNTY OF EL DORADO	\$ 2,628	185	\$ 14.21	\$ 3.55
176	COUNTY OF MARIN	\$ 2,977	213	\$ 13.98	\$ 3.49
	Totals:	\$ 21,031,244	50,701	Median: \$	\$ 56.74

1. Source: State Controller's Office

2. Number of officers as of 8/14/06. Source: Commission on Peace Officer Standards and Training.